Northwest Territorial Mint LLC Case No. 16-11767 CMA

Initial Customer and Creditor Meeting May 11, 2016 1:30 PM

Presented by
Mark Calvert, Trustee
Michael Gearin, Attorney for Trustee



Opening Comments

- We are just getting up to speed on the Bankruptcy Case
- The company has not prepared financial statements since 2011
- The company has not completed a tax return since 2010 but we do have 2007 to 2010 tax returns which we have relied upon
- The company's accounting records are poor and the ability to rely on internal financial statements and tax returns is questionable at this time
- The information we are presenting today is what we have been able to assemble in the first 30 days and run the company
- The situation is complicated in that we are dealing with at least 5 different currencies, cash, gold, silver, platinum and collectable coins, each that have a different value every day
- The company's has incurred operating losses since 2007



Opening Comments

- My goal is to share as much information as possible and share the fact and limit the conclusions. But at time it is only natural for each of us to make conclusions.
- But the conclusions as of this date are based upon incomplete data and thus not sufficient for any court of law
- This presentation is based upon my understand of the information we have been able to collect thus far which is not the Bankruptcy Courts understanding or Ross Hansen understanding or his attorneys understanding
- I am confident there are alternative points of view from my point of view and only a court will determine the appropriate point of view



Disclaimer

- The information in this presentation remains a work in progress and will require additional procedures to formalize the findings
- Thus the information is preliminary and subject to revision and additional discovery and validation
- The objective of this Customer / Creditor Meeting:
 - Outline the bankruptcy process
 - Disclose procedures performed and information obtained
 - Provide a time line and estimated range of recovery
 - o Focus on the facts / limited number of conclusions
 - Answer questions you might have



Reason for Disclaimer

- Irregularities have been identified and there appears to be fraudulent transactions for a number of years
- The amounts involved are material in total and to each customer
- Cascade Capital is in the process of conducting an extensive forensic investigation
- We are aware that the FBI is conducting an investigation
- Additional work and analysis is required before the extent of Irregularities and confirm that specific fraudulent transactions have occurred
- The existence and quality of the records are poor
- Records include false and deceptive financial statements, Draftmanagement reports and desCascascae

Trustee Background

- Mark Calvert, CPA, CFE, CIRA, CTP and PI is the Managing Director of the Cascade Capital Group ("CCG"). He has more than 35 years of accounting, finance, operations and consulting experience. Mark has successfully risen over \$500 million in capital for his clients in both public and private sector markets. In the past 10 years CCG has restructured over \$5 billion in debt nation wide for a wide variety of clients. CCG has also been involved with a number of larger fraud cases including:
- MeridianReal estate mortgage notes Ponzi
- Natural Molecular Testing Corporation
 Medicare billing and reimbursement fraud



Trustee Team

- The following Cascade Capital Group professionals are assisting the Trustee:
 - Tod McDonald -- CPA, CIRA, CFF
 - Daniel Seligman -- CFE and Attorney
 - Chris Unwin -- PI
 - Charles Green -- Valuation Expert
 - Jody Cannady Accounting and System Operations
- The Trustee has retained the law firm of K&L Gates for this case, and the professional assisting are
 - Mike Gearin
 - David Neu
 - Brian Peterson



Official Creditors Committee

- Committee appointments were made by United States Trustee which is part of US Department of Justice
- Committee is comprised of seven creditors including bullion, leasing and storage customers
- Committee members are not compensated for their services but are larger creditors with a significant interest
- Official Creditor Committee Co-Chairs are Bill Hanson and David James
- Committee counsel is Mark Northrup and Geoff Groshong, both partners with the law firm of Miller Nash



Responsibilities of the Official Creditors' Committee

- Consult with Trustee regarding administration of the jointly administered cases and trustee decisions
- Confer with Trustee regarding investigation of the acts, conduct, assets, liabilities and financial condition of the Debtors
- Participate in the formulation of a plan and discuss major operating and plan issues
- Provide access to information for creditors
- Solicit and respond to questions/comments from creditors





Trustee Responsibilities

- Accountable for all properties received upon acceptance of the assignment which was April 11, 2016
- Filing bankruptcy schedules and statements of financial affairs
- Examine proofs of claim and object to improper claims
- Identify valuable causes of action available to the estate
- Communicate with stakeholders you, the customers and creditors of the company
- Maximize the recovery for all customers and creditors
- File a statement of any investigation pertaining to fraud dishonesty, incompetence, misconduct, mismanagement, irregularity in the management of the affairs of the debtors

Cascade CAPITAL GROUP

History of NWTM

- NWTM, as a corporate entity, is approximately 14 years old but Ross Hansen has been involved in the mint and bullion trading industry in Washington State for about 35 years. In 1981, when Hansen was 20 years old, he went into business as Auburn Precious Metals. At about this time, he also established Northwest Territorial Mint. Initially, neither was incorporated -- Hansen was a sole proprietor doing business as ("dba") Auburn Precious Metals and NWTM.
- In 2003, Hansen formed Northwest Territorial Mint Limited Liability Company ("LLC") in Washington State. UBI #602-258-728. "Ross B. Hansen" was listed as the sole incorporator. He was (and is) apparently the LLC's sole member.



NWTM Business Lines

- NWTM, with headquarters in Federal Way, Washington State, describes itself as the largest non-governmental mint in North America. It had four active lines of business on the Petition Date:
 - Retail and on-line sales of medals and gold coins.
 - The manufacture and sale of custom-made commemorative medals and ribbons.
 - The purchase and sale (brokerage) of gold and silver bullion as well as other precious metals, such as platinum and palladium. Some customers maintained liquid accounts with NWTM, similar to private bank accounts, against which they could deposit funds from the sale or bullion or draw funds to purchase new amounts of gold or other precious metals.
 - The storage of bullion and precious metals in vaults in Federal Way and Nevada.
 Some storage customers purchased the bullion directly from NWTM while other customers placed their own precious metals (e.g., purchased elsewhere) in vaults controlled by NWTM.
- As of April 5, 2016, the Company said it had 237 employees



Location of Company Operations

- The corporate headquarters of NWTM are located at 2505 S. 320th Street, Suite 110, Federal Way (King County), Washington 98003. www.nwtmint.com
 - The headquarters were the primary location for retail purchases and sales. The bullion sales department was located there, too.
 - Auburn, Washington limited manufacturing, pick and pack, and storage.
 - Dayton, Nevada. This location includes a satellite corporate office and an 118,000-square foot minting facility as well as storage vaults. It was home of the Medallic Art Company, No bullion Sales
 - Green Bay, Wisconsin. A die-cutting and sculpting facility. No bullion sales.
 - Tomball, Texas. This facility is home of the Graco Awards custom medals and ribbons. It produces military medals including the Purple Heart, the George Washington secret service medals and other recognized medals. No bullion sales.
 - Alexandria, Virginia. A small staff here manages the sales at The Pentagon and logistics for East Coast customers. No bullion sales.
 - The Pentagon, where the NWTM has a stand that sells medals and coins at the Fort America concession store. No bullion sales.
 - Hawaii. A small mint and sales office here focuses primarily on Pearl Harbor medals.



Information on Ross Hansen aka Bernhard Ross Hansen

- Hansen's full name is apparently "Bernhard Ross Hansen." He was born September 27, 1960. Over the years, he has used a number of aliases and different spellings:
- In 1987, when he was indicted by a grand jury for possessing unregistered firearms (i.e., machine guns), federal records identified him as defendant "Ross Bernard Hansen."
- When Hansen filed for Chapter 11 bankruptcy on December 4, 1989, he did so as "Ross B. Hansen."
- When Hansen was charged with federal tax avoidance in 1990, he was listed in federal court records as defendant "Bernard Ross Hansen."
- When Hansen filed for voluntary Chapter 13 bankruptcy in 1994, he used his full name, "Bernhard Ross Hansen," dba "Northwest Territorial Mint." The case was dismissed in 1995.
- Hansen then re-filed a voluntary Chapter 13 in 1995 as "Bernhard Ross Hansen, aka Ross B Hansen."



Arrest and Criminal Charges

- In 1987, Hansen was arrested by the U.S. Bureau of Alcohol, Tobacco and Firearms and pled guilty to knowingly possessing two unregistered machine guns. *U.S. v. Ross Bernard Hansen*, CR87-047. According to press reports, he served no jail time but was banned from owning weapons. *Seattle Times*, January 18, 1995.
- In July 1989, the City of Kent police shut down a marijuana-growing operation in South King County and seized more than a ton of marijuana, valued at \$5.4 million, as well as \$600,000 in gold, silver and palladium. The investigation led to Hansen, who had allegedly sold the drug dealer, identified in press reports as Ray Hendrickson, almost all of the confiscated metals. Kent police said Hendrickson would bring money in bundles of \$1,000 to Hansen's businesses, and purchase precious metals. Hansen's profit was apparently based on charges for the transactions above the selling price of the precious metals. Kent police suspected that Hansen had laundered up to \$1 million in drug money for Hendrickson by "taking large cash payments and structuring them into smaller bank statements." Seattle Times, January 18, 1995. Hansen was arrested on suspicion of criminal profiteering, conspiracy and violation of state drug laws, and was jailed for five days. His sales shop, mint and other possessions, including guns, were seized.

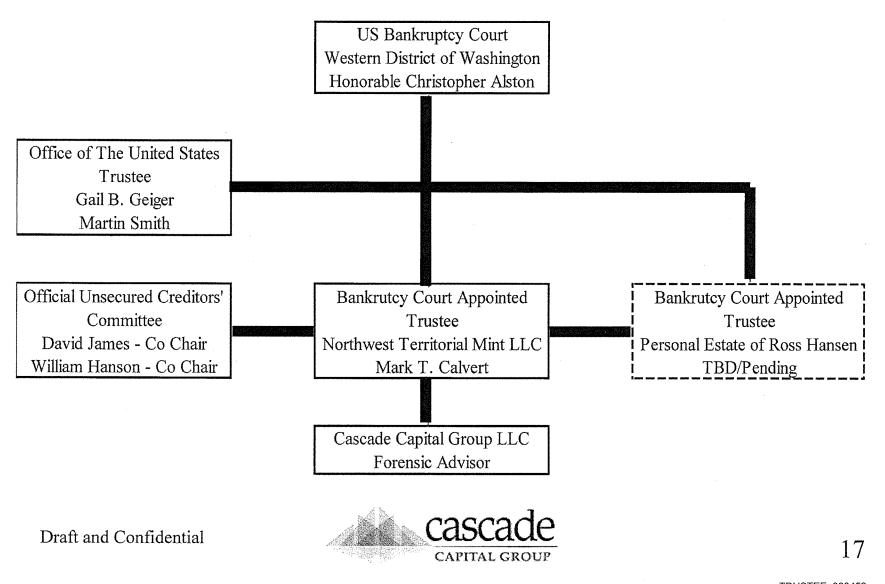


Arrest and Criminal Charges

- Allegations surfaced at the time and were repeated later in the *Seattle Times* that Hansen took customer money for gold and other precious metals but never purchased the goods and refused to refund the money. One such customer, Margarete Sched, was quoted in the 1995 *Times* article saying she paid \$20,100 in 1989 to Hansen but received no metals and no money back. Other customers apparently had similar complaints.
- Although Hansen was never charged with a crime under state law, the City of Kent filed civil actions against him, arguing that Hansen laundered drug money, thus making his business assets subject to seizure and forfeiture under state law. But a King County Superior Court judge held that a 1989 state law expanding the forfeiture of property related to drug-related businesses was not retroactive and could not be applied to Hansen's case. Hansen subsequently sued the City of Kent for \$2.5 million for seizing his property but the case was dismissed. A state court upheld the dismissal in 1996.
- Meanwhile, in 1990, the federal government charged Hansen with two counts of avoiding federal income tax-reporting requirements, two counts of failure to file currency transaction reports, and one count of being a felon in possession of a firearm. U.S. v. Bernard Ross Hansen, CR90-78. Hansen pled guilty to the charges and was fined \$50,000 and sentenced to federal prison for 30 months. Seattle Times, February 16, 1991. Records show he was released in June 1994.



Bankruptcy Structure



Actions taken by Trustee

(In first 30 days April 11th to May 10th)

- 1. Obtain backup digital copy of computers and email and security tapes and provided some information to the FBI
- 2. Changed all bank depository accounts
- 3. Changed locks on buildings and keys to secure areas and safes
- 4. Removed Ross Hanson from any authority and separated from the company
- 5. Completed physical inventory in process the first two weeks
- 6. Terminated Bullion sales and returned over \$575,000 in customer deposits
- 7. Determined accounting records did not exist and set up quick books
- 8. Set up day by day cash flow for first 90 days
- 9. Made decision with management to down size company by 42 people (day 5)
- 10. Obtained control (changed PO Box) of the mail and all cash receipts



Actions taken by Trustee

- 11. Toured operations, Federal Way WA, Dayton NV and Tomball Texas
- 12. Started working on the sale of the Tomball operations
- 13. Responded to over 700 emails from customers and followed up on concerning comments and shared with FBI
- 14. Filed formal discovery requests for information from various parties including Ross Hansen and Diane Erdmann
- 15. Started building data base of cash in and cash out of the company
- 16. Various discussed with FBI on the procedures we have preformed
- 17. Started researching the ownership of Medallic Art (open)
- 18. Worked on solving cash flow hole and improving profitability
- 19. Meeting with Dayton and Auburn landlords and discussed reality of the situation and possible need for rent abetment.

CAPITAL GROUP

20. Meeting with Official Creditors Committee to share findings

Summary of Findings

First as a CFE, the professional ethics of being a CFE will not allow me to state there is a "Fraud" only state the facts and only a court of law can determine if there is "Fraud" Why, the determination of fraud requires "intent" and only a court of law can determine intent.

But what I have found includes the following:

- •The company was ran more like a personal hobby than as a business. The normal discipline of a corporation was not present in the company.
- •The company's accounting records are poor, for example Financial statements and tax returns had not been completed since 2011 and 2010 respectively.
- •The company did not complete physical inventories and reconcile to the customer records for the past few years.



Summary of Findings

- The company did not completely hedge the delay in delivery of bullion to customers and experienced significant losses
- It appears that customer deposits were use to help acquire other business operations and grow the Hansen business operations.
- It appears that customer deposits were used to fund litigation and pay litigation settlements
- When the cash position of the company was poor, the delivery dates were pushed out until additional customer deposits were received and only then did the company purchase product to deliver to customers
- Company funds were used to purchase the assets of Medallic Art Ltd.
- It appears that when necessary, the pricing of silver bullion was more competitive priced to drive additional sales



Summary of Findings

- The company did not use any cost accounting to evaluate the profitability of divisions and the profitability of individual custom orders
- It appears that when necessary, the pricing of silver bullion was more competitive priced to drive additional sales and cash flow
- As the delay in product compared with competition expanded from competition usually less than 10 days and NWTM delivery was in excess of 100 days 10x industry standards,
- With the significant delay, and no additional ability to improve the sale price of the product did sale slow.
- Based upon our analysis to date, the bullion sale operations have <u>attributes of a Ponzi Scheme</u>
- The actual start date is unknown



What is a Ponzi Scheme

- The Security and Exchange Commission defines a Ponzi Scheme as follows:
 - "A Ponzi scheme is an investment fraud that involves the payment of purported returns to existing investors from funds contributed by new investors"
- In many Ponzi schemes, the fraudsters focus on attracting new money to make promised payments to earlier investors.
- Ponzi Scheme organizers often solicit new investors by promising to invest funds in opportunities claimed to generate high returns with little or no risk
- In many Ponzi schemes, the fraudster focus on attracting new money to make promised payments to earlier-stage investors and to use for personal expenses, instead of engaging in any legitimate investment activity.



Ponzi Scheme Definitions

- Distributing funds to earlier investors from the receipt of monies from later investors is the hallmark of a Ponzi scheme.
- In this case new customer deposits were in part used to buy gold or silver bullion that was shipped to customers with an older order date.
- Where a Ponzi scheme is established, the perpetrator's actual intent to hinder, delay or defraud is inferred simply from the operations of a Ponzi Scheme itself.



Federal Agencies

- 1. Trustee has had discussions with the DOJ and FBI
- 2. The trustee has provided information to the FBI
- 3. The FBI and DOJ is a one-way street when it comes to information and justice will take time
- 4. The Trustee does not know the status of the DOJ investigation and if there will or will not be a prosecution



Company Tax Returns 2008 to 2010

		2008		2009		2010	
		Beginning Balance	Ending Balance	Beginning Balance	Ending Balance	Beginning Balance	Ending Balance
1	Cash	\$613,074	\$7,620,137	\$7,738,304	\$2,781,171	\$2,781,171	\$2,282,979
2a	Trade notes and A/R	\$2,858,765	\$2,808,885	\$4,257,796	\$1,759,392	\$1,759,392	\$2,257,401
2b	Less allowance for bad debts	\$2,858,765	\$2,808,885	\$4,257,796	\$1,759,392	\$1,759,392	\$2,257,401
3	Inventories	\$18,778,436	\$50,881,341	\$44,039,783	\$23,446,049	\$23,446,049	\$20,837,479
6	Other current assets	\$270,757	\$271,406	\$100,430	\$95,813	\$95,813	\$247,186
9a	Buildings and other depreciable assets	\$2,925,832	\$3,560,660	\$3,560,660	\$3,939,150	\$3,939,150	\$3,901,771
9b	Buildings and other depreciable assets, net	\$1,456,985	\$1,941,462	\$1,941,462	\$1,831,106	\$1,831,106	\$1,696,815
12	Intangible Assets, Net				\$250,000	\$250,000	\$150,000
13	Other assets	\$47,481	\$1,619,198	\$1,721,919	\$1,533,810	\$1,533,810	\$4,851,818
14	Total Assets	\$24,025,498	\$65,245,153	\$58,077,775	\$31,697,341	\$31,697,341	\$32,323,678
							(
15	Accounts payable	\$796,086	\$2,899,779	\$2,901,561	\$435,873	\$435,873	\$1,565,310
16	Mortgages, notes, bonds payble in less thar	\$7	\$7			,	
17	Other current liabiltiies	\$18,979,946	\$54,652,006	\$51,639.187	\$31,447,509	\$31,447,509	\$29,489,743
19	Mortgages, notes, bonds payble in more thi_	\$6,123,504	\$3,748,028	\$3,748,028	\$3,934,718	\$3,934,718	\$7,237,670
21	Partners' capital accounts	(\$1,874,045)	\$3,944,433	(\$1,489,082)	(\$4,120,759)	(\$4,120,759)	(\$5,969,045)
22	Total liablities and capital	\$24,025,498	\$65,245,155	\$59,799,694	\$31,697,341	\$31,697,341	\$32,323,678

Draft and Confidential



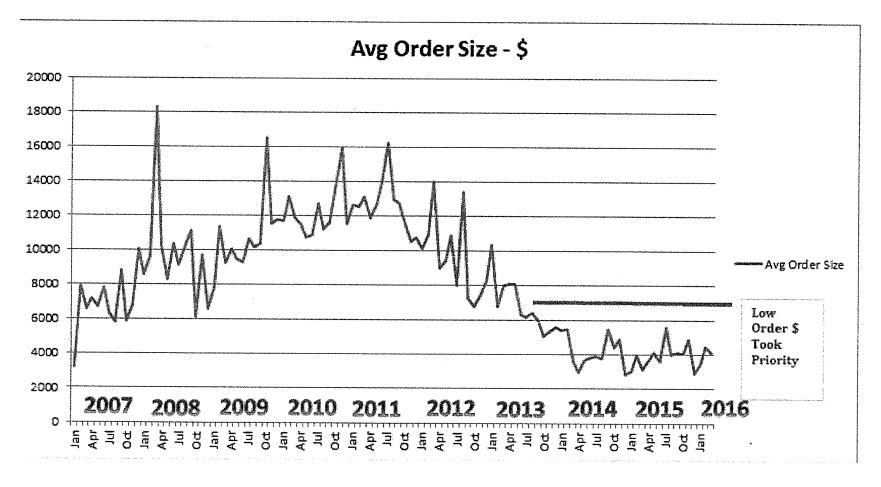
Error need actual filed tax returns to determine correct tax return

	Partne			
2008	1	2	Total	
Beginning Capital	(\$17,044)	(\$1,857,001)	(\$1,874,045)	
Capital Contributed			\$0	
Schedule M-2 Lns 3, 4,	\$63,007	\$6,237,782	\$6,300,789	
Withdrawals		(\$492,311)	(\$492,311)	
Ending Capital	\$45,963	\$3,888,470	\$3,934,433	
Unreconciled Difference				
Per Above	\$45,963	\$3,888,470	\$3,934,433	
Unreconciled Difference	(\$51,699)	(\$5,371,816)	(\$5,423,515)	
Per Below	(\$5,736)	(\$1,483,346)	(\$1,489,082)	
2009				
Beginning Capital	(\$5,736)	(\$1,483,346)	(\$1,489,082)	
Capital Contributed	X	(, , , , , , , , , , , , , , , , , , ,	\$0	
Schedule M-2 Lns 3, 4,	(\$3,612)	(\$357,552)	(\$361,164)	
Withdrawals		(\$2,270,513)	(\$2,270,513)	
Ending Capital	(\$9,348)	(\$4,111,411)	(\$4,120,759)	
2010				
Beginning Capital	(\$9,348)	(\$4,111,411)	(\$4,120,759)	
Capital Contributed	, , , ,	\$915,562	\$915,562	
Schedule M-2 Lns 3, 4,	(\$23,358)	(\$2,312,288)	(\$2,335,646)	
Withdrawals		(\$428,202)	(\$428,202)	
Ending Capital	(\$32,706)	(\$5,936,339)	(\$5,969,045)	

Company
Tax Returns
Equity
Accounts
2 2007 to 2010

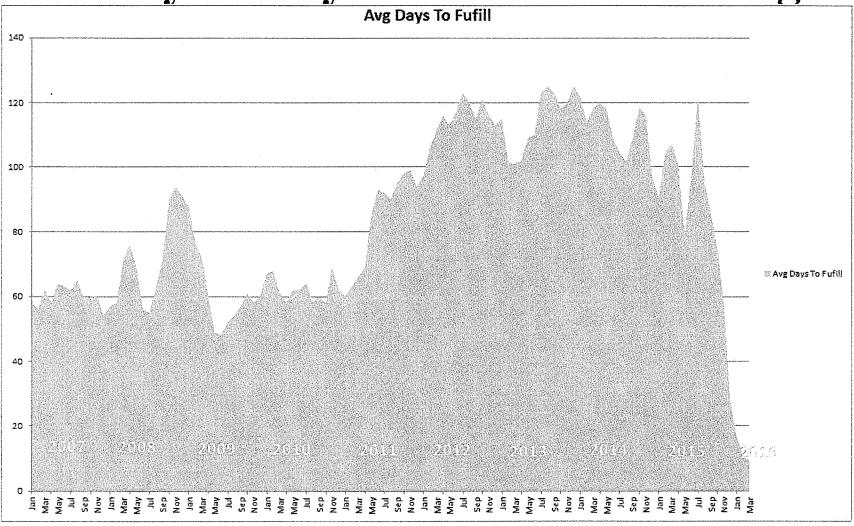


Average Order Size



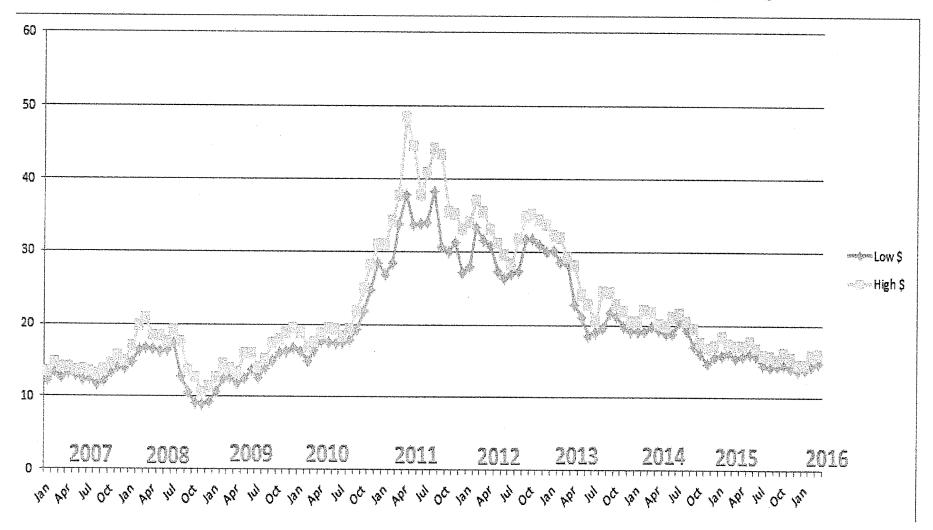


Days Delay in Order Processing



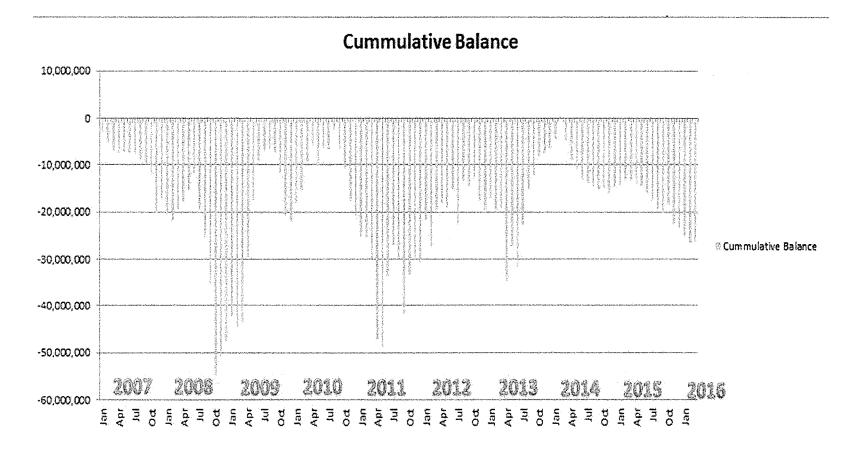


Price of Silver 2007 to 2016





Estimated Insolvency based only upon unprocessed orders





Major events by year

	NOTE GRAY NUMBERS ARE ESTIMATES AND WILL NEED TO BE CONFI					FIRMED				
	2008	2009	2010	2011	2012	2013	2014	2015	2016	Total
Purchase of Medallic per distri	bution	(\$3,000,000)								(\$3,000,000)
EPA issue for Federal Way				(\$3.200.000)						(\$3,200,000)
EPA issue for Federal Way						(\$3,000,000)				(\$3,000,000)
Purchase of Hawaii Mint		n o santo su anto a		din esse la serie		en in de la gradica de la composición		(\$50,000)		(\$50,000)
Litigation costs		(\$200,000)	(\$300,000)	(\$300,000)	(\$300,000)	(\$500,000)	(\$500,000)	(\$500,000)	(\$200,000)	(\$2,800,000)
Market Loss on Gold and Silve	r Est.	(\$500,000)	(\$3,500,000)	(\$3,000,000)	(\$1,000,000)	\$0	\$0	\$0	\$0	(\$8,000,000)
Business Loss (tax returns)	\$384,000	(\$2,631,000)	(\$1,848,000)		u stalijemi kasi ili.	nerecciones, seconomies	denso describit	atie per en item in in ele		(\$4.095,000)
Business Loss (estimated)				(\$1,000,000)	(\$1,000,000)	\$0	(\$1,000,000)	(\$1,000,000)	(\$250,000)	(\$4,250,000)
Cohen Judgement		· · · · · · · · · · · · · · · · · · ·							(\$12,500,000)	(\$12,500,000)
Total	\$384,000	(\$6,331,000)	(\$5,648,000)	(\$7,500,000)	(\$2,300,000)	(\$3,500,000)	\$1,500,000)	(\$1,550,000)	(\$12,950,000)	(\$40,895,000)
Total per the above detail Less Deficiency Favorable Unreconciled Difference	re as of t	his date a	and time 9	and subject	et to confi	rmation			-	(\$40,895,000) (\$45,668,321)
om conclica Difference	c as or t	ins uate a	ina time a	ւոս ջաշյեւ	i io comi	1111411011			=	(\$4,773,321)



Estimated customer and creditor obligations, subject to review of proof of claims and additional analysis

	Preliminary / DRAFT				
	Unfavorable	Favorable	BK Schedule		
Customer Owned Storage	\$10,000,000	\$8,000,000.	\$8,272,779		
Consigned - Pan American	\$1,250,000	\$1,134,750	\$1,134,750		
Leased - Various	\$4,000,000	\$3,400,000	\$3,488,153		
Mo. Accum Program	\$300,000	\$250,000	\$260,502		
Custom - Gold	\$250,000	\$200,000	\$223,844		
Custom - Silver	\$220,000	\$190,000	\$197,098		
Sub Total	\$16,020,000	\$13,174,750	\$13,577,126		
Customer Deposits for unfilled orders	\$27,500,000	\$25,000,000	\$25,806,273		
Cohen Judgment	\$13,250,000	\$12,500,000	\$12,500,000		
Estimated accounts payable and lease termination	\$4,250,000	\$3,500,000	\$3,975,514		
State of Nevada	\$600,000	\$500,000	\$521,584		
Sales taxes and property taxes Estimated	\$250,000	\$75,000	\$73,000		
Total Estimated Liabilities	\$61,870,000	\$54,749,750	\$56,453,497		



Estimated Assets Values

	Unfavorable	Favorable	BK Schedule
Cash	\$4,141	\$4,141	\$4,141
Return of seized funds	\$190,000	\$190,000	\$0
Accounts Receiviable	\$600,000	\$900,000	\$1,434,456
Raw Materials	\$1,334,754	\$1,334,754	\$1,334,754
Work in Process	\$876,169	\$876,169	\$876,169
Finished Goods	\$2,769,520	\$2,769,520	\$2,769,520
Total Inventory	\$4,980,443	\$4,980,443	\$4,980,443
Less Cost of Liquidation 35%	(\$1,743,155)	(\$1,743,155)	(\$1,743,155)
Net Inventory Value	\$3,237,288	\$3,237,288	\$3,237,288
Nevada Dayton	\$2,500,000	\$7,500,000	Unknown
Discount for Litigation Exposure	(\$1,500,000)	(\$3,750,000)	Unknown
Texas Tomball	\$600,000	\$1,000,000	Unknown
Total Assets	\$5,631,429	\$9,081,429	\$4,671,744



Sources of Recovery

- 1. The above list of assets at the estimated range of values is the only assets I have been able to identify for potential liquidation and recovery for customers and creditors.
- 2. The estimated amount could vary and vary significantly depending on potential litigation and disputes over ownership.
- 3. For example Medallic Art was a company acquired using customer deposits and another investor that contributed 50% of the purchase price. This is matter may require litigation and the recovery could go to zero or be as high as the full estimated amount.
- 4. We have not found E&O or D&O insurance. We do have property insurance and theft loss insurance, but have not filed a claim and have not determined if a claim will result in a recovery for the estate.



Recovery For Customer and Creditors

- 1. Storage customer, to the extent your inventory exists and your product is market as customer owned and not commingled, we intend to file a motion seeking authority to release your inventory to you directly.
- 2. For General Unsecured Creditors, as I have indicated in all the email I have sent out to customers, the potential recovery for customers is poor.
- 3. My current estimated recovery is less than 10% for General Unsecured Creditors
- 4. The major potential recovery is from the sale of the Dayton operations which has a number of legal issue, lease issues and customer issues.
- 5. Thus it is currently impossible to give you a more accurate determination of the potential recovery

Most Likely Recovery Percentage

For non-priority general unsecured creditors the most likely recovery percentage will be less than <u>10%</u>.

It is entirely possible that the recovery will be less if I am unable to sell the Dayton operations as a going concern or do not have sufficient cash flow to maintain operations until a sale.

Depending on your situation a you may be able to write off your loss on your state and federal income taxes. You will need to consult your tax advisor but you may be able to recognize the loss in 2016.



Timing of Distributions

- We are only 30 days into this case.
- The question the Trustee is faced with is the ability to sell Dayton as a going concern with no accounting records.
- A quick sale of the Dayton operations is not likely possible due to certain legal issues and if sold quickly would be a much lower value than what might be possible.
- Thus the Trustee current thinking (subject to cash flow and profitability) is looking at running the company for 6 to 12 months and then sell the company.
- Trustee believe this is the only way to maximize the recovery for the creditors of the estate.
- Thus the trustee does not see any distribution for 12 to 20 months.



Proposed Communication Plan

- I will work closely with the Official Committee on a communications plan that is acceptable to the court
- My plan will be to issue a newsletter to the committee every two months on the progress of the case
- I will work in conjunction with the Official Creditors Committee to establish a website where information regarding the status of the case can be accessed.



- 1. Trustee questions Mark Calvert
- 2. Case process legal questions—Mike Gearin
- 3. Committee legal questions—Mark Northrup



Closing Comments / Take Away

- Our job is to maximize your recovery
- To maximize your recovery, we need to clean up the Dayton operations, complete reliable monthly financial statements and properly market the company for sale.
- It is the FBI responsibility to investigation the possibility of any criminal activity and their ability to disclose is limited, it will take time
- We will disclose when appropriate as much information as we have on a timely basis if it will not adversely effect the potential recovery of the creditors or litigation matters

